

CLEARY AIDS BUSY: VICTIM IN GRAVE

Defence Builds Manslaughter Case—Prosecution Moves Slowly.

NO EFFORT MADE TO FIND MURDER PISTOL

Crowds Disturb Newman Funeral—Widowed Bride Fails to Appear.

(By a Staff Correspondent of The Tribune.)
Haverstraw, N. Y., July 26.—Here is what the Rockland County officials, whose duty it is to prosecute William W. Cleary, Democratic political boss of Haverstraw, for the murder of the eighteen-year-old Eugene Martin Newman, have done so far:

They have not found the revolver used in the shooting.

They have made no real search for the revolver.

They have made no effort to bring Patrolman Hugh Sheridan to account.

They have not cross-examined the three eyewitnesses.

This is what some of them have accomplished:

District Attorney Thomas Gagan has absented himself from his office the greater part of the time since the murder, visiting New York City and other places, but not in connection with any work on the crime.

Sheriff "Larry" Serven has permitted the chief witness against Cleary to hold consultations with him in his cell in the New City jail.

Sheriff Serven has allowed Cleary, charged with first degree murder, to sit out on the prison lawn, smoke cigars and talk with him.

Sheriff Serven has taken the leading part in engaging Mr. Conesky as counsel for Cleary.

Sheriff Serven on Saturday turned over his duties to his wife and a fireman's carnival in Spring Valley.

District Attorney Gagan has registered no objection to Serven permitting the eyewitnesses of the shooting, all personal friends of Cleary, holding long conferences with the prisoner in jail.

Proceedings a Mystery.

Such is the situation to-night. What will happen to-morrow morning when Mr. Cleary is arraigned before Village Police Justice McCabe is a matter for much speculation.

It is possible that Justice McCabe may be asked to adjourn the arraignment proceedings a week, and there seems little doubt of his doing so if the request is made.

On the other hand, counsel for Mr. Cleary may consider it best to have him enter the usual plea of "Not guilty," in the hope that the grand jury will return an indictment charging only a lawful offense.

To-day the funeral of the murdered boy was held at the home of his grandmother, Mrs. A. H. Kennedy, in 10th St. The funeral was private, but thousands of curious persons packed the street in front of the house, and the small police force in the greatest difficulty in holding them back.

The police force knows little about handling crowds, and the members of Newman's family and their friends, who were gathered in the house for their last tribute to the dead, were seriously disturbed by the uproar without.

When the Rev. Dr. Coutts, of the local Methodist Episcopal church, assisted by the Rev. J. H. Bonnell, of the Presbyterian church, read the service neither the widowed bride of Eugene Newman nor his mother, Mrs. W. C. Charles Appleton, were present.

The Rev. Dr. Coutts, who is still ill in the Grayline apartments, in New York, it was announced that Mrs. Appleton was also present and for that reason did not appear.

The funeral procession passed through the main streets of the village on its way to Mount Rose Cemetery, near the town of Haverstraw, and was followed by a crowd and at the cemetery grounds similar scenes were enacted to those in front of the Kennedy house.

Cleary's Friends Busy.

Despite the apparent inactivity of the prosecution to-day, the defense is busy. Lawyers and personal friends visited and consulted with Cleary in the New City jail. Conferences were held and plans perfected for compelling the fund of \$50,000. Word is said, came from Conesky that he would be on hand in time for the arraignment, and Michael Delany, a New York lawyer and friend of Cleary, also will assist in looking out for the interests of the town clerk.

How the pistol used in the shooting disappeared is a mystery which the Newman and their friends are daily becoming more insistent must be explained.

Supervisor Felter, chief of the Fire Department and Patrolman Sheridan, all saw the shooting. Fox never left Cleary from the minute of the murder until he was actually placed under arrest, yet not a man of them will say that he knows anything of the whereabouts of the gun or what became of it.

The statements of the three above these lines were accepted at face value without cross-examination by District Attorney Gagan.

Gagan minimizes the importance of the weapon, holding that as Cleary already has admitted the shooting it can be of little consequence. Others do not agree with him in this view. They point out that it is likely to prove of great importance in the question of whether or not the shooting was deliberately planned or done on the impulse of the moment.

It seems still larger in the case when it is considered that one of the main points which the defense will make is that the crime was the result of a sudden homicidal impulse. Should they establish this contention, Cleary would be indicted for manslaughter in the first degree instead of murder in the first or second.

The police admit they have not been looking for the weapon, and at the District Attorney's office it was said that the prosecutor had no detectives at work on the case. To-day it was stated that Cleary brought the revolver with him from New York and had purchased it there.

No inquiries were permitted last night at the Cleary apartment, in the Grayline, at 619 West 102d St. The police had been instructed to deny all callers and to say that Mrs. Cleary and her daughter were not at home.

It was learned, however, that Mrs. Anna Newman, the young widow, is still ill at the apartment and that her condition is growing more serious.

Mrs. Cleary herself is prostrated with grief and anxiety. The physician makes frequent visits.

TRIED TO HIDE PISTOL Man Trapped in Hallway, Police Say, Also Had Blackjack.

Patrolman Tierney caught William McCarthy, twenty-five years old, trying to hide a revolver in a hallway at First and 67th St. yesterday morning. McCarthy was also carrying a blackjack.

The police had an idea that McCarthy might know something of the shooting a little earlier of Edward Rabino, who had walked into the Reception Hospital with a bullet in his back and refused to say how it happened. Rabino being in too serious a condition to be questioned, McCarthy was held.

West Orange, N. J., July 26. Four youths, crowded into a weather-beaten rowboat on Cable Lake here this afternoon, started singing, "Sit Down, You're Rocking the Boat," Alfred Coates, of Orange, arose from the stern of the boat, with a red as a baton to lead the quartet. He had no more than stood up when the song became a reality and all four went overboard.

James Heine, of Millburn, could not swim, and with difficulty was rescued. Coates, who started the "rocking," lost \$11 which he carried in a wallet in his outside pocket.

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HUBBY FOILS PLOT, THEN SLAYS AUTO

Wields Axe When Rival's Acts Smash Heart and Home.

WIFE BARES INSANITY CONSPIRACY; FLEES

Words and Music of Exciting Drama of Real Life Occur Near Carman House.

Just when the Carman case becomes an old story for Freeport, Long Island, along comes another, in which the theme is the same eternal triangle, and the gossipers are rejoicing.

It is a story of a husband and the wife of one of the principals in the scenario. Here is a synopsis given by one of the alleged principals: The unmarried one is introduced into the home of his competitor as a sort of human diaphragm.

After six weeks comes the big scene, when the husband is told of a plot to have him declared insane, announces his intention of killing the rival and goes for an axe. Rival uses discretion and departs. Innocent automobile, belonging to fugitive, is then backed to pieces. Wife takes child and goes to home of relative.

John Holliday is occupying his big Freeport home in solitary grandeur to-day. Julian W. D. Vollmer has disappeared for the time being. Mrs. Frances Holliday and her daughter, nine-year-old Myrtle, are at the home of the Collector Seaman.

As a matter of fact, Holliday has been living alone since last Tuesday, but Freeport didn't find it out until yesterday. When it did get a hint of what had happened, Holliday, realizing the utility of trying to conceal anything from the amateur detectives developed by the Carman case, told all he knew.

Since 1912, he declared, Vollmer has been an admirer of Mrs. Holliday. Six weeks ago he came to live with the Hollidays, the husband having been induced to permit it.

Last Tuesday, the husband says, he discovered enough to make him forbid Vollmer ever to set foot in his house again. Late that evening Vollmer and Mrs. Holliday came in together. Holliday told him, he insists, that all plans had been made to have him declared insane, that doctors had been consulted and had agreed to testify that he was a fit subject for Amyville.

Shouting that he would kill Vollmer, he admits, he went to the cellar and returned with an axe. His intended victim had disappeared. To satisfy his anger he made killing word of Vollmer's automobile and junk of the engine.

During this argument Holliday says he was made to feel how small he had become in the eyes of his wife. She told him, he insists, that all plans had been made to have him declared insane, that doctors had been consulted and had agreed to testify that he was a fit subject for Amyville.

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LITTLE PRISONER OF FOND FATHER SPENDS DAY AT HOME

Nine-Year-Old Dorothy Whittemore, Who Was Locked Up in Her Yonkers House, Released Over Sunday from Children's Shelter.

Dorothy Whittemore, the little girl rescued from her home in Harmony Park, Yonkers, where the Children's Society alleges, she was left alone by her father, Reginald G. Whittemore, a broker, was at his office, spent yesterday with her father.

Judge Beall had previously directed that she spend her days at the society's shelter and her nights at home. But friends of Whittemore appealed to the judge and he ordered Charles Warner, agent of the society, to let Dorothy go home over Sunday.

Whittemore took her out for a walk in the afternoon. He is devoted to her, and it is said that one reason why he left her locked upstairs at home was that he didn't want her to get in with bad companions. Dorothy yesterday played on the piazza overlooking the lawn of Samuel Untermyer's country place, Greystone, which her home adjoins.

The accusation of cruelty against Whittemore will be heard in the police court to-day. The court has only power to see that the child is satisfactorily cared for. The awarding of custody or guardianship rests with the Supreme Court.

Whittemore and his friends don't want the nine-year-old girl brought in contact with delinquents at the society's shelter. They say the sooner she is out the better for her.

Whittemore admits that the good children kept there should be segregated from the bad, but says the society is doing the best it can with its present facilities. Moreover, he adds, Dorothy will leave soon.

After calling a doctor to treat Mr. Smith for bumps and bruises, caused by his failure to dodge well aimed household utensils, Constable George E. O'Leary had gone. Investigation showed that O'Leary had torn down steam pipe fixtures and was probably armed with them as he walked out.

O'Leary was charged with breaking into a fruit store. His alleged companion was arrested in Stamford, but made his escape by pulling an umbrella over the officer's head as they were walking into the jail.

When it dawned on them that in the excitement caused by the Smith family they had forgotten to lock up the jail, O'Leary had gone. Investigation showed that O'Leary had torn down steam pipe fixtures and was probably armed with them as he walked out.

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MINT CLAFLIN CURB IN PLANS FOR AID

Real Power Will Go to Executive Committee, Financiers Say.

"NEW BLOOD NEEDED," REORGANIZATION CRY

Many Old Employees May Be Dropped in "Building Up" of Big Concern.

John Claflin's promise to reorganize his properties to insure the payment of 100 cents on the dollar interested the creditors who heard Judge Morgan J. O'Brien read the statement of Claflin's promise, but the creditors and those in close touch with the work of the receivers are inclined to think that any reorganization plan will at the most drop Mr. Claflin's quasi-executive head of the company, with a strong executive committee having the real say in the management.

The Claflin plan, so far as it has been made public, contemplates the payment of all indebtedness in full, but with long extensions of credit.

The plan then divides the receivers think more likely to go through, if any, contemplates a sharp reduction in the claims against the Claflin and allied companies, the introduction of new money and a general cleaning up of the Claflin firms by eliminating scores of employees who have outlived their usefulness and others who owe their positions to the fact that they are related to one or more persons high in the Claflin company.

Claflin methods, which the receivers' examinations have so far found to be archaic, when compared with those followed in such houses as Marshall Field & Co., will be generally overhauled, and more up-to-the-minute ideas substituted. To do this, it is planned to secure a staff of high class merchandise men and executives and replace everybody connected with the establishments that cannot deliver work equivalent to the salary paid.

Keynote of Trouble.

The main trouble with the Claflin system, since the head of the house attempted to keep the business going by buying a chain of stores and making the economic error on the part of Mr. Claflin and his advisers in not realizing that under the system followed one profit was secured, not two.

Theoretically, the Claflin company, as the few stores for the retail stores, made a jobber's profit, the subsidiaries a retailer's. As a matter of fact, there was but one profit to divide between them, as the retail stores had to sell in competition with stores that sold as cheaply as the H. B. Claflin Company. In fact, in many lines the H. B. Claflin Company was in competition with stores that sold at a lower price than the subsidiaries.

The books of the several enterprises may not, and probably did not, show that but one profit was being gained, but in the execution of the plan, the subsidiaries were being bled, and the main company from the stores and the pile of accommodation notes the receivers' experts see the results of the error.

According to the stock on hand of the H. B. Claflin Company is in good condition, and worth a going concern nearly the \$5,000,000 at which it is currently valued. This has been nearly the same for some time.

Some of the departments are highly profitable, and in a reorganization plan will help to carry the whole. Thus, in blanketing, long a Claflin specialty, orders are in hand to-day for near deliveries totaling more than \$1,000,000.

The receivers will have a chance of saving the stores, but they will not permit old methods to continue. Already some of these have disappeared, notably one of the most profitable, the H. B. Claflin Blanketing Co., which was sold to a new owner.

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